

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Re: Inventor(s): Shawn Ferron et al.  
 Title: APPARATUS AND METHOD FOR CONTROLLED COMBUSTION OF GASEOUS POLLUTANTS  
 Serial No.: 10/742,126  
 Filed: December 19, 2003  
 Examiner: Thanh P. Duong  
 Group Art Unit: 1797  
 Confirmation No.: 5032

Transmitted herewith is:

- Notice of Non-Compliant Amendment  
 Response to Notice of Non-Compliant Amendment

<b>FEE CALCULATION</b>					
Fee Items	Highest No. of claims previously paid	Present No. of claims filed	Extra Claims	Fee Rate	Total
Total Claims				X \$50.00	\$0.00
Independent Claims				X \$200.00	\$0.00
Basic Filing Fee				\$1030.00	PAID
<b>TOTAL FEES</b>					\$0.00

- The Commissioner is hereby authorized to charge \$0.00 to Deposit Account No. 04-1696.
- XX The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 04-1696.
- XX Please address all future correspondence to: **Customer # 41161**

Dated: August 8, 2008

Respectfully submitted,

Christopher Nicastri  
 Registration No. 32,161  
 (914) 579-2200



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

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31647 e 07/08/2008

DUGAN & DUGAN, P.C.  
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**Paper No.**

<b>Application No.:</b>	<b>10/742,126</b>	<b>Date Mailed:</b>	<b>07/08/2008</b>
First Named Inventor:	Ferron, Shawn,	Examiner:	DUONG, THANH P
Attorney Docket No.:	9984	Art Unit:	1797
Confirmation No.:	5032	Filing Date:	12/19/2003

Please find attached an Office communication concerning this application or proceeding.

**Commissioner for Patents**

<b>Notice of Non-Compliant Amendment (37 CFR 1.121)</b>	<b>Application No.</b> 10/742,126	<b>Applicant(s)</b> FERRON ET AL.
	<b>Art Unit</b> 1700	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 05 May, 2008 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- 1. Amendments to the specification:
  - A. Amended paragraph(s) do not include markings.
  - B. New paragraph(s) should not be underlined.
  - C. Other \_\_\_\_\_.
- 2. Abstract:
  - A. Not presented on a separate sheet. 37 CFR 1.72.
  - B. Other \_\_\_\_\_.
- 3. Amendments to the drawings:
  - A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - C. Other \_\_\_\_\_.
- 4. Amendments to the claims:
  - A. A complete listing of all of the claims is not present.
  - B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - D. The claims of this amendment paper have not been presented in ascending numerical order.
  - E. Other: \_\_\_\_\_.
- 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond** to this notice will result in:

- Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or
- Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable /MAMYE WAGSTAFF/

Telephone No: (571)272-1057